


Under the general venue provision of 28 U.S.C. § 1391(b), a civil action may be brought in “(1) a judicial district in which any defendant resides, if all defendants are residents of the State in which the district is located; (2) a judicial district in which a substantial part of the events or omissions giving rise to the claim occurred ... ; or (3) if there is no district in which an action may otherwise be brought as provided in this section, any judicial district in which any defendant is subject to the court’s personal jurisdiction with respect to such action.” 28 U.S.C. § 1391(b). The district court in a district where a case is filed, laying venue in the wrong district “shall dismiss, or if it be in the interest of justice, transfer such case to any district or division in which it could have been brought.” 28 U.S.C. § 1406(a).

No Defendant resides in this District, and none of the incidents addressed in the Complaint are alleged to have occurred here. It appears that the majority of the incidents allegedly occurred in Scott County, which is located in the Western District of Virginia. It, therefore, appears that the Western District of Virginia is best suited to resolve this action and this action will be transferred to the Western District of Virginia.

IT IS THEREFORE ORDERED that the Clerk of Court shall **TRANSFER** this action to the United States District Court for the Western District of Virginia.

Signed: October 23, 2023


Frank D. Whitney
United States District Judge

